

PATENT**BECKMAN 1200-US2****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Lincoln, *et al.* Examiner: Mummert, Stephanie Kane
Serial No.: 09/618,178 Group Art Unit: 1637
Filed: July 18, 2000 Confirmation No.: 9015
For: *Automatic Genotype Determination*

Customer No.: **23719**

PATENT TRADEMARK OFFICE

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October 16, 2008

Commissioner for Patents
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**AMENDMENT AND RESPONSE TO ACCOMPANY REQUEST FOR
CONTINUED EXAMINATION**

This communication is submitted in response to the Final Office Action that the PTO mailed on February 21, 2008 in connection with the above-identified application. The deadline for filing a response to the Final Office Action was set to expire on May 21, 2008. On August 21, 2008, Applicants' filed a Notice of Appeal with a petition for the necessary amount of time in which to respond and the requisite fee. In lieu of proceeding with the appeal, Applicants submit this Amendment and Response and a Request for Continued Examination. Because these documents are being submitted within two months of filing of the Notice of Appeal, Applicants submit that no petition for extension of time is necessary. If the Patent Office deems a petition for extension of time necessary, then Applicants request that this communication constructively be treated as a petition for the necessary extension of time, and the PTO debit any required sums from deposit account 11-0171.